(6)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

W.P. 1501/01

WRIT PETITION NO. 59/2000.

(PUBLIC INTEREST LITIGATION)

PETITIONER : Suresh Sharma S/o Late Shri Krishna Sharma, aged about 39 years, R/o Keodabadi, Bus Stand Road, Raigarh, (Chhattisgarh).

V E R S U S

RESPONDENTS :

1. State of Chhattisgarh Through: The Secretary, Urban Administration and Development Department, Chhattisgarh.

P.R. No. 1577/07 Presented by Shri Mahesh Pandey dated 14.8.07

2. The Collector, Raigarh, District-Raigarh,(Chhattisgarh).

3. Maturam Agrawal, S/o Laxmi Narayan Agrawal, President, Municipal Council, Raigarh, (Chhattisgarh).

14/8/07

4. Municipal Council, Raigarh, Through: Its Chief Municipal Officer, Raigarh, District-Raigarh, (Chhattisgarh(

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUE AN APPROPRIATE WRIT IN THE NATURE OF MANDAMUS/CERTIORARI ETC, OR DIRECTION/ORDER IN THE LIKE NATURE ETC.

14/8

contd....2

Regd

(59)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ....WP/1501/01.... **सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	DB: Hon'ble Shri Fakhruddin & Hon'ble Shri L.C. Bhadoo, JJ. 19-2-2004 Shri Mahesh Pandey, counsel for the petitioner. Shri Gautam Bhaduri, Deputy Advocate General for respondents 1 and 2. Shri Prashant Mishra, Advocate, present in the connected case, takes notice for respondent No.3. Heard. As per para-5.7 of the petition, respondent No.1, Secretary, Urban Administration and Development Department, vide its letter dated 13-2-2001 called for the report after making enquiry from respondent No.2 and the enquiry was instituted. It is stated that Respondent No.2, Collector, has submitted his report which is pending under consideration before the Government. If that be so, the Government can decide the same after complying with all the requirements on its own merits in accordance with law. It is made clear that if any cause of action survives or arises parties may file the petition afresh. Shri Mishra submits that after filing of this petition, Municipal Council has been upgraded as Municipal Corporation and by operation of law respondent No.3 has been ceased to function as the	

(60)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक.....**सन्** 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	President, Municipal Council. Shri Mishra further submits that he had also filed a writ petition No.1609/2001 on behalf of respondent No.3 which is listed today and he has withdrawn the same. In view of the above, this petition stands disposed of with liberty. Security deposited be refunded to the petitioner. **Sd/-** **Fakhruddin** **Judge**	**Sd/-** **L.C. Bhadoo** **Judge**

Barve

GRPRJ—FS/78 —5/2001—50,000.